

42
245p
p 4

UNITED STATES DEPARTMENT OF AGRICULTURE
PRODUCTION AND MARKETING ADMINISTRATION
FIELD SERVICE BRANCH
Washington 25, D. C.
December 5, 1945.

SSM-248

SPECIAL SERVICES MEMORANDUM - 248

Administrative - 17

SUBJECT: Priority Ratings Under PR-28, Amended October 25, 1945

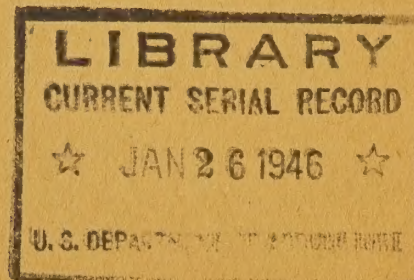
This memorandum supersedes Special Services Memorandum-245, Administrative-14.

PR-28, Amended October 25, 1945, is now being amended by the Civilian Production Administration (formerly WPB) to require all WPB-541-A (Revised) applications for CC ratings to be forwarded directly to: Civilian Production Administration, Washington 25, D.C., - Ref. PR-28.

The above action is necessitated by the closing of the Civilian Production Administration (formerly W.P.B.) field offices. Farmers, who seek county office assistance in filing applications for CC ratings, should be informed of the new filing address.

Copies of PR-28, Amended October 25, 1945, were forwarded to State offices for county office distribution during the last part of October. That Regulation specifies the conditions under which CC ratings may be issued and include ratings needed in replacing items which have been destroyed by fire, flood, tornado, or other act of God.

County committees may make recommendations on applications filed by farmers. A brief and concise statement showing the urgency of the situation will be of material assistance to the Civilian Production Administration when processing the applications.



UNITED STATES DEPARTMENT OF AGRICULTURE
PRODUCTION AND MARKETING ADMINISTRATION
FIELD SERVICE BRANCH
Washington 25, D. C.
February 15, 1946

SPECIAL SERVICES MEMORANDUM-249

Farm Machinery Rationing - 162

Subject: Revised War Food Order 135. Veterans' Preference
for New Farm Machinery and Equipment.

This memorandum supersedes Special Services Memorandum No. 219, Farm Machinery Rationing 160.

War Food Order 135, Veteran's Preference For New Farm Machinery and Equipment, has been revised and amended, effective February 20, 1946. Copies of the order will be forwarded to State offices in quantities sufficient to furnish copies to county offices. County offices should furnish copies of the order to dealers to the extent that their supplies permit.

Attached are a copy of Form PMA-87 (MR-45 Revised), "Application for Veteran's Preference Certificate for New Farm Equipment", and a copy of PMA-88 (MR-145 Revised), "Veteran's Preference Certificate for New Farm Equipment." These forms are being forwarded in quantities to State offices for distribution to county offices. Both of these forms may be reproduced in the field. Use of the old MR-45 and MR-145 forms shall be discontinued as of February 20, 1946.

County committees are not authorized to delegate to office personnel the responsibility to approve or disapprove applications for veterans' preference certificates, or requests for extensions.

Under the revised order, veterans must present their preference certificates issued on and after February 20, 1946 to dealers within 15 days after the date of issue. Certificates which were issued prior to February 20 must be presented

to dealers by March 20, 1946. Certificates which are not presented within the applicable periods shall become void. Certificates written under the revised order shall have an expiration date of 60 days from date of issuance. Additional 60-day periods, however, may be granted by the issuing county committee upon written request by the veterans. The reason or reasons for such extension must be included in the veteran's letter and the granting of such an extension shall be decided in the light of the situation at that time. Provision is made whereby certificates issued prior to February 20 shall expire on April 20, 1946, but these also are subject to extension. It is the responsibility of the county committee to notify by letter the holders of veterans' preference certificates issued prior to February 20 regarding the time limits which are imposed by the revised order.

Since War Production Board Order L-257-c has been revoked, items for which a veteran's preference certificate may be issued are listed in Schedule A attached to War Food Order 135 Revised.

Veterans must substantiate their claims that bona fide arrangements have been made to begin farming operations. County committees shall require veterans to submit proof, such as bills of sale, rental agreements, leases, etc., which will establish beyond doubt their intentions to begin farming.

Veterans' preference certificates heretofore have applied to equipment which the dealer had in stock at the time the certificate was presented, as well as equipment to be received by the dealer. The revised order requires that certificates must be satisfied from equipment received subsequent to the receipt of the veteran's preference certificate. A dealer may, however, at his option, satisfy certificates from equipment which he has on hand. A dealer shall give the veteran a receipt acknowledging that he has received the veteran's preference

certificate or letter authorizing extension thereof. Acceptance of a veteran's preference certificate by a dealer shall be conclusive evidence that the veteran's farm is located within that dealer's trade territory. Provision is made in the order whereby a dealer must report to the issuing County Committee the satisfaction of a certificate within 10 days after delivery of the equipment.

A. Responsibilities of the Veteran:

1. Make a diligent effort to obtain new and used equipment needed to establish or reestablish himself as a farmer before making application under WFO-135 Revised.
2. Apply to his county committee on Form PMA-87 for a veteran's preference certificate covering any urgently needed item of machinery or equipment listed in Schedule A of the order. Prepare the application in original only unless applicant wishes to retain a copy.
3. Establish to the satisfaction of the county committee that:
 - (a) he is a veteran as defined in WFO 135 Revised, (b) he is engaged or has already made bona fide arrangements to become engaged in farming, (c) he has made a diligent but unsuccessful effort to obtain new and used equipment, (d) he has urgent need for the desired equipment, (e) the items applied for are not in excess of his minimum needs, and (f) acquisition of the desired equipment will tend to increase production of food to meet war and essential civilian needs.
4. Return his preference certificate to the county committee for cancellation (a) if the equipment described on the certificate

was obtained without use of the certificate; (b) if other equipment, either new or used, which meets substantially the same need as the equipment described on the certificate, is obtained; (c) if, for any reason it is found the certificate is not needed; or (d) if the county committee informs him that the certificate was issued by mistake.

5. Present preference certificate within 15 days from date of issuance to a dealer in new farm machinery and equipment within whose trade territory his farm is located. The veteran must be willing to meet the dealer's regularly established price and terms of sale or payment for the equipment described on his preference certificate.
6. In case a dealer refuses to accept an order accompanied by a veteran's preference certificate, request the dealer to furnish a written statement of the reason or reasons for refusal if such a statement is desired. Such a statement may be presented to the county committee for appropriate action.
7. If necessary, present written request to the county committee for an extension prior to expiration of the 60-day period. Such request must include the reason or reasons why an extension is necessary. If granted, a letter of extension will be forwarded to the veteran who may present it to the dealer holding the original veteran's preference certificate. Failure of the veteran to secure and present the letter authorizing an extension to the dealer within the 60-day period will result in the certificate's becoming void. (Certificates issued prior to February 20 expire

on April 20. Consequently, a letter authorizing extension of such a certificate must be presented to the dealer on or before April 20.)

8. Any veteran whose application has been denied by the county committee may, if he so desires, appeal to the State AAA Committee within 30 days after such denial. If the State committee upholds the decision of the county committee, the veteran may appeal to the Assistant Administrator, In Charge of Regulatory Matters, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

B. Responsibilities of the county committee:

1. Upon receipt of an application for a veteran's preference certificate, give consideration to the proximity of the crop season for which the equipment is to be used and the probable time when the equipment will be delivered to the area, in order that extensions can be kept at a minimum.
2. Determine what evidence such as deeds, contracts of sale, rental agreements, leases, etc., shall be submitted by the veteran to substantiate his intention to engage in farming.
3. Determine whether the machinery and equipment listed in the veteran's application are urgently needed by him, and whether acquisition by the veteran of such machinery and equipment would tend to increase the production of foods to meet war and essential civilian needs. In making such determinations, consideration shall be given to the type and size of the equipment listed, the type and size of the veteran's farm operation and to any equipment already owned by the

veteran or available to him. Applications for equipment in excess of minimum needs shall not be approved.

4. Complete that part of the application headed "To be completed by county committee."
5. Issue to the veteran a Veteran's Preference Certificate for Farm Equipment for each item of farm machinery and equipment approved by the committee. Description of the equipment, including the item number, must be worded exactly as it appears in Schedule A. Trade names shall not be shown.
6. Instruct the veteran on (a) the use of the preference certificates, such as presenting the certificates only to dealers who serve the area in which the veteran's farm is located, (b) securing proper receipt from the dealer for the certificate, (c) meeting the dealer's regularly established terms of sale or payment, (d) requesting the dealer to furnish a written statement of the reasons for refusing to accept an order accompanied by a preference certificate or letter of extension, if such a refusal is made and the veteran desires such a statement and (e) presenting such dealer's statements to his county committee.
7. On receipt of a dealer's written statement of ~~refusal~~ to accept a certificate, either attempt to work out a settlement between dealer and veteran, cancel the veteran's certificate, or forward the case to the State committee.
8. If a veteran's application is disapproved in whole or in part, instruct the veteran of his right to appeal to the State AAA Committee.

9. Upon receipt of a written request from a veteran for an extension of his certificate, reconsider his case in view of the information submitted and, if the facts warrant, authorize a 60-day extension by letter addressed to the veteran.
 10. Holders of veterans' preference certificates issued prior to February 20 should be notified by letter of the time limits imposed by the revised order and of the arrangements whereby such certificates may be extended beyond April 20.
 11. On the 20th day of each month, report the following to the State committee:
 - (a) Number of applications received by types of equipment.
 - (b) Number of certificates issued for each type of equipment (such as 4 certificates for tractors, 5 certificates for tractor mounted cultivators, 3 certificates for combines, etc.).
 - (c) Number of certificates for each type of equipment which were satisfied by dealers.
 - (d) Number of certificates cancelled for each type of equipment.
 - (e) Number of extensions granted.
 12. If, after issuing a preference certificate to a veteran, it is found that the veteran misrepresented his circumstances, or that his circumstances have so changed that the equipment described in the certificate is no longer needed, or that the certificate was issued through error, the committee shall demand the return of the certificate.
- C. Responsibilities of the State committee:
1. Encourage county committees to hold meetings with farm machinery dealers in their respective territories to explain the provisions of

the revised order. It has been found that excellent cooperation and better understanding were secured where this type of meeting was held when the original order became effective.

2. Properly instruct county committees on the operation of the program.
3. Accept and act on appeals received from veterans. If the decision of the county committee is upheld, inform the veteran that his appeal has been denied and that he may appeal further to the Assistant Administrator, In Charge of Regulatory Matters, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. If the appeal is granted, instruct the county committee to issue a preference certificate.
4. Forward to the Regional Office not later than the last day of each month a summary of the county office reports on applications received, preference certificates issued, ~~satisfied~~, and cancelled, and extensions granted.
5. Forward to the Regional Office dealers' statements containing reasons for refusal to sell equipment ~~to~~ a veteran holding a preference certificate.

D. Responsibilities of the Dealers:

1. If a veteran wishes to place an order for equipment described on a preference certificate, the dealer shall, provided the veteran's farm is located in his trade territory, accept such order and certificate even though the item of equipment is not in the dealer's stock at that time.

2. Supply the veteran with the equipment described on a preference certificate from the next equipment received after presentation of the certificate before supplying any person not holding such a certificate for like equipment. This shall be done notwithstanding any prior commitment or contract with any such person.
3. Give the veteran a receipt showing date of acceptance of his veteran's preference certificate or letter authorizing extension of the certificate.
4. Supply any person with equipment who presents a Civilian Production Administration preference rating on a military or emergency farm use order before supplying such equipment to a veteran holding a preference certificate.
5. Honor preference certificates for like equipment in the order of receipt of such certificates.
6. Attach to a veteran's preference certificate any letter from the county committee authorizing extension of the certificate. The veteran's position on the dealer's delivery list shall not be changed by reason of proper extension of his certificate.
7. The dealer may refuse to honor a certificate if the veteran is unwilling or unable to meet the regularly established price and terms of sale or payment for the equipment.
8. If a dealer refuses to accept a veteran's preference certificate or letter authorizing extension thereof, or to sell to a veteran the equipment described on a preference certificate, furnish the

veteran with a statement of the reasons for refusal if he requests it.

9. Apply for relief in writing to the Assistant Administrator, In Charge of Regulatory Matters, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C., if the dealer considers that compliance with WFO 135 Revised will work an exceptional and unreasonable hardship on him.

Attachments

APPLICATION FOR VETERAN'S PREFERENCE CERTIFICATE FOR NEW FARM EQUIPMENT

NOTE: Veteran means any person who shall have served in the active military or naval service of the United States at any time on or after September 16, 1940, and prior to the termination of the present war and who shall have been discharged or released therefrom under conditions other than dishonorable after active service of ninety days or more, or by reason of an injury or disability incurred in service in line of duty.

1. Application for _____
(Describe equipment desired)

(If application covers more than one item, list answers to questions 1 and 9 for each item on back of this sheet.)

2. Applicant's Name _____ 3. Service Serial No. _____

4. Applicant's Address _____

5. Date of Induction _____ 6. Date of Discharge _____

7. Type of Discharge _____

8. County in which equipment applied for will be principally used _____

9. List farm equipment which you now own or which is otherwise available for your use which does the same or similar type of work as the equipment for which you are now applying, indicating age, size and condition of such machine: _____
(If none so indicate)

10. Description of your farm operations for crop year:

Kind of Crop	Acres	Kind of Crop	Acres	Kind of Livestock	Number

11. Applicant is (Check one): Owner-operator of a farm ☐ Tenant ☐ Sharecropper ☐

12. Give any other reasons why you believe this equipment is necessary _____

I CERTIFY: That the statements made in this application are true and correct; that I am engaged in or have made bona fide arrangements to become engaged in farming; that I have made diligent efforts and have been unable to obtain either new or used equipment of the type applied for; that, if obtained, the equipment will be used in the operations described above; and that I have not submitted an application for this farm equipment to any other county agricultural conservation committee.

(Date)

(Signature of Applicant)

VETERAN'S PREFERENCE CERTIFICATE FOR NEW FARM EQUIPMENT

(This certificate shall be void unless presented to and accepted by a dealer within 15 days from date of issue. If equipment has not been delivered within 60 days of date of issue, this certificate shall become void unless renewed by the issuing County Agricultural Conservation Committee.)

(SEE INSTRUCTIONS ON REVERSE SIDE)

THIS IS TO CERTIFY: That _____
(Name)

_____ in accordance
(Address)

with the provisions of War Food Order 135 is hereby issued this Veteran's Preference Certificate for the purchase of the following:

(Description)

(Agricultural Conservation Committee)

By _____
(Member of Committee)

(Date of Issue)

(Address of Committee)

CUT ON THIS LINE

CERTIFICATE OF SALE

(To be executed by the dealer at the time of delivery, or within 10 days thereafter, and returned to the County Agricultural Conservation Committee)

To: _____ County Agricultural Conservation Committee _____
(Address)

I HEREBY CERTIFY: That _____
(Equipment)

was sold to _____,
(Name) (Address)

pursuant to a veteran's preference certificate presented to me by said veteran.

(Name of Dealer)

(Date of Delivery)

(Address)

CUT ON THIS LINE

RECEIPT OF VETERAN'S PREFERENCE CERTIFICATE BY DEALER

THIS IS TO CERTIFY: That I have received from _____
(Name of Veteran)

a veteran's preference certificate dated _____ for _____
(Equipment)

If equipment has not been delivered within 60 days of date of issue, this certificate shall become void unless renewed by the issuing County Agricultural Conservation Committee.

(Name of Dealer)

(Address)

(Date of Receipt)

NOTICE TO VETERAN

If for any reason you find that you will not need to use this certificate, you shall promptly return it to your county agricultural conservation committee for cancellation. This certificate is nontransferable and does not guarantee availability of the equipment. Extension of the expiration date will be considered upon your written request to the issuing county committee.

NOTICE TO DEALER

Pursuant to War Food Order 135 Revised, this certificate when presented to you by a veteran whose farm is located within your trade territory shall be accepted by you and shall be satisfied from the first like equipment received by you or by another person on your account subsequent to the receipt of this certificate. Civilian Production Administration preference ratings, however, shall take priority over veterans' preference certificates. If more than one veteran's preference certificate for like equipment is received, such certificates shall be satisfied in the order of their receipt by you.

